From: <u>Elizabeth.Webb@tklaw.com</u>

Reply To:

To: Barbara Nann/R6/USEPA/US@EPA

Cc: Sam Coleman/R6/USEPA/US@EPA; Garyq Miller/R6/USEPA/US@EPA; Carl Bolden/R6/USEPA/US@EPA

Subject: Gulfco Marine--AOC removal/early RI/Delisting approach

Date: 02/14/2008 11:33 AM

Barbara,

The Gulfco Restoration Group is interested in pursuing the AOC removal action/early South Area RI/Delisting approach that you and Gary described on our call last Friday, provided that we can agree upon a suitable mechanism to document the respective new commitments of EPA and the Group and the changes to obligations that would otherwise apply under the UAO. We look forward to considering the mechanism forthcoming from EPA. The documentation needs to confirm the following points: (1) the relationship between the AOC removal action process and the UAO, (2) EPA's approval of changes on the work plan and schedule associated with acceleration of the RI for the South area and the expedited completion of all actions on the North area, (3) EPA's acknowledgement that the early RI satisfies the remaining UAO requirements for the South area, and (4) EPA's agreement to proceed with timely issuance of a No Action ROD for and delisting of the South area upon finding that no further action is required on the South.

Please let us know if we can answer any questions regarding this response.

Elizabeth Webb Counsel

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